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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,
v.
WUSTON ARELLANO FLORES,
Defendant.

Case No. 2:11-CR-237-JCM-RJJ

ORDER

On motion of the United States for dismissal of the claim/petition of Michael Pack for his failure to state a claim from which relief can be granted, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, as it relates to the seized and forfeited firearm identified as: a Ruger SR9 semi-automatic handgun bearing serial number 310-41273;

And it appearing to this Court that Michael Pack has voluntarily withdrawn his claim (Docket # 44) and has no legal and/or equitable interest in the firearm;

And it further appearing that the United States has completed all other processes, according to law as it relates to the afore-referenced firearm;

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1 And it appearing, in all other respects, that the Government's motion to dismiss is
2 well-grounded in law and fact; now, therefore,

3 IT IS ORDERED ADJUDGED AND DECREED, that the United States' Motion
4 To Dismiss The Third-Party Petition/Claim of Michael Pack, is hereby GRANTED, with
5 prejudice; and that

6 to the extent applicable, each party shall bear its own fees and costs.

7
8 March 6, 2012

9 SO ORDERED:

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11 _____
12 UNITED STATES DISTRICT JUDGE

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PROOF OF SERVICE

I, Elizabeth A. Baechler-Warren, certify that the following individuals were served with a copy of the foregoing (proposed) Order on March 6, 2012, by the below identified method of service:

CM/ECF:

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/Elizabeth A. Baechler-Warren
ELIZABETH A. BAECHLER-WARREN
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